

Minutes of the regular meeting of the Ogden City Council held on Tuesday, November 18, 2025, at 6:00 p.m., in the Council Chambers, and via electronic meeting, on the third floor of the Municipal Building, 2549 Washington Boulevard, Ogden City, Weber County, Utah.

Chair	Marcia L. White
Vice Chair	Richard A. Hyer
Council members	Bart E. Blair
	Angela Choberka
	Dave Graf
	Shaun Myers
	Ken Richey

Council Executive Director Janene Eller-Smith
Council Assistant Executive Director Glenn Symes
Council Senior Policy Analyst Steve Burton
Communications Director Brandon Garside
Communications Specialist Eric Davenport

Also present: Mayor Benjamin K. Nadolski
Chief Administrative Officer Mara A. Brown
City Attorney Gary Williams
Public Services Executive Director Justin Anderson
Parks, Cemetery, and Trails Director Monte Stewart
Volunteer Coordinator Stacey Olsen
Community and Economic Development Executive Director Jared Johnson
Community and Economic Development Assistant Executive Director David Sawyer
Planning Director Barton Brierley
Senior Planner Brandon Rypien
Building Services Director Christian Stucki
Business Licensing Supervisor Marqae Martinson
Chief Deputy Recorder Lee Ann Peterson

Recognizing Carolyn Brierley as the 2025 Honorary Mayor of Christmas Village

A memo from Council staff regarding recognition of Carolyn Brierley as the 2025 Honorary Mayor of Christmas Village came before the Council for consideration. Council member Choberka read the certificate of recognition issued by the Ogden City Council and Mayor Nadolski and presented Ms. Brierley with the certificate.

Ms. Brierley expressed her gratitude to the Christmas Village Committee, the City Council, and the Mayor for this honor. She acknowledged the diligent, year-round efforts of the Christmas Village Committee and urged everyone to support Christmas Village in the USA Today contest, with the aim of achieving a number one ranking for holiday displays. Additionally, she extended an invitation to the public to participate in the special events scheduled for the Saturday following Thanksgiving at the amphitheater, including the parade.

Approval of Minutes

Council member Myers stated he had reviewed the minutes of the work session of October 7, 2025, and found them to be accurate to the best of his recollection.

Council member Choberka stated she had reviewed the minutes of the regular meeting of October 7, 2025, and found them to be accurate to the best of her recollection.

Council member Richey stated he had reviewed the minutes of the joint work session of October 14, 2025, and found them to be accurate to the best of his recollection.

COUNCIL MEMBER RICHEY THEN MOVED TO APPROVE THE MINUTES AS PRESENTED. MOTION WAS SECONDED BY COUNCIL MEMBER MYERS, ALL VOTING AYE.

Consideration of reappointment/appointments to the Community and Economic Development Citizens Advisory Committee

A letter from Mayor Nadolski requesting consideration of the re-appointment of Jeremy Peterson and the appointments of Jeremy Shinoda, Xiomara Mayorga, Sare Meess, and Brad Child to the Community and Economic Development Citizens Advisory Committee came before the Council for consideration.

COUNCIL MEMBER MYERS MOVED TO APPROVE THE RE-APPOINTMENT OF JEREMY PETERSON

AND THE APPOINTMENTS OF JEREMY SHINODA, XIOMARA MAYORGA, SARA MEESS, AND BRAD CHILD TO THE COMMUNITY AND ECONOMIC DEVELOPMENT CITIZENS ADVISORY COMMITTEE. MOTION WAS SECONDED BY COUNCIL MEMBER GRAF, ALL VOTING AYE.

Proposed Ordinance 2025-34 of the Ogden Municipal Code to remove the sunset provision for the Citizens Advisory Committee

A memo from the Community and Economic Development Department regarding proposed amendments to the Citizens Advisory Committee ordinance came before the Council for consideration. The memo stated City advisory committees have sunset provisions in their enabling ordinances which terminate their existence on a certain date, unless re-authorized by the City Council. The Council Orientation Notebook describes the rationale as follows: "Sunset Provisions Purpose. A formal sunset provision exists for all committees (not Boards and Commissions which have regulatory responsibilities). Sunset provisions are a good way to review the needs or continuing effectiveness of advisory bodies. The sunset provisions are applied across-the-board rather than approaching it on a case-by-case basis, in order to avoid the impression that a sunset provision was adopted because the City currently questions the viability of any particular advisory body." The Citizens Advisory Committee will sunset on November 30, 2025; City Administration is recommending to remove the sunset date and make this a standing committee.

Chair White introduced in writing proposed Ordinance 2025-34, entitled:

"An ordinance of Ogden City, Utah, amending Section 3-30-4 of the Ogden Municipal Code to remove the sunset provision for the Citizen Advisory Committee; and by providing that this ordinance shall become effective immediately upon posting after final passage."

Chair White asked Vice Chair Hyer if he wished to propose an amendment to the proposed ordinance removing the sunset provision for the Citizens Advisory Committee. Vice Chair Hyer commented about the value of the Citizens Advisory Committee's participation in annual presentations and sunset presentations to the Council, though he did not feel it necessary to formally require this in the ordinance, trusting that City Administration recognized its importance and will include the Committee in those future presentations.

ON A MOTION BY COUNCIL MEMBER MYERS AND SECONDED BY COUNCIL MEMBER GRAF, ORDINANCE 2025-34 WAS ADOPTED UPON THE FOLLOWING ROLL CALL VOTE: VOTING AYE – COUNCIL MEMBERS BLAIR, CHOBERKA, GRAF, MYERS, RICHEY, VICE CHAIR HYER, AND CHAIR WHITE. VOTING NO – NONE.

Proposed Ordinance 2025-35 amending Subsection 15-39-8.E to adopt uses and standards in the MU Zone, to make technical changes, and to appropriately revise the index; AND

Proposed Ordinance 2025-36 amending the Zoning Map of Ogden City to reclassify as Mixed Use Zone (MU) property heretofore classified as Single-family Residential Zone (R-1-5), generally located at 768 West 24th Street

A memo from the Community and Economic Development Department regarding proposals for property located at 768 West 24th Street came before the Council for consideration. The memo stated the request before the Ogden City Council involves three coordinated actions for the property at approximately 768 West 24th Street: (1) a proposal to amend the zoning code to establish site-specific standards for a new Mixed-Use (MU) zone; (2) a proposal to rezone four parcels from single-family (R-1-5) to MU; and (3) a proposal to have the Ogden Redevelopment Agency adopt a master plan for the property, which is located within the Trackline Redevelopment Project Area. The petitioners, Tyler M. Gray and Teresa McCandless, have proposed developing 16 three-story live/work townhomes with ground-floor commercial uses and residential units above. On May 7, 2025, the Planning Commission considered the proposal and recommended approval with conditions to ensure design quality, maintain multiple land uses, and align with the West Ogden Community Plan's vision for walkable mixed-use development along 24th Street. A note from Council staff explained this project was considered by the Planning Commission on the same night that the recently adopted West Ogden/ 24th Street Interchange District Plan was considered. The petitioners' request was developed and reviewed by Planning staff and the Planning Commission with the previously established West Ogden Community Plan (2017). It should be noted that the proposal also generally follows the goals and policies of the new district plan (2025).

Planning Director Brierley summarized the memo and used the aid of a PowerPoint presentation to expound on the proposals for the subject property, which is approximately 1.18 acres. The proposal would allow for 16 mixed-use units with 500 square feet of commercial space on the ground floor and residential space above and rear-loaded parking; the concept plan shows two to three story buildings. He noted that the property conforms to the recently adopted Gateway to Ogden and 24th Street Interchange District Plan, which identifies this area as a mixed center along a mixed-use corridor.

Council member Graf asked Mr. Brierley to summarize the landscape requirements for the project, noting the concept plan showed asphalt extending up to the curb without visible landscaping. Mr. Brierley confirmed the plan includes street trees and other landscaping elements.

Chair White introduced in writing proposed Ordinance 2025-35, entitled:

"An ordinance of Ogden City, Utah, amending the Ogden Municipal Code by amending Section 15-39-8 to adopt new Subsection F to designate uses and standards in the 786 West 24th Street MU Zone; and by providing that this ordinance shall become effective immediately upon posting after final passage."

Chair White introduced in writing proposed Ordinance 2025-36, entitled:

"An ordinance of Ogden City, Utah, amending the Zoning Map of Ogden City, as adopted by Section 15-3-3 of the Ogden Municipal Code, to reclassify as Mixed Use Zone (MU) property heretofore classified as Single-

Family Residential Zone (R-1-5), generally located at 768 West 24th Street; and by providing that this ordinance shall become effective immediately upon posting after final passage.”

Chair White then called for public input regarding the proposal.

The Council heard from Linda Sanchez, David Long, Michael Linford who expressed concerns regarding the following:

- Ensuring adequate parking for both commercial and residential uses;
- Questions about railroad activity near the property;
- The importance of water-wise landscaping and water conservation efforts in general;
- Infrastructure impacts.

Chair White invited Mr. Brierley to respond to the concerns that have been expressed by the public.

Mr. Brierley explained the rezoning and proposed development concept were carefully reviewed to ensure they would not interfere with the planned improvements to the nearby 24th Street interchange. Coordination with UDOT and other stakeholders was a part of this process to verify that future changes to the interchange, including considerations for different interchange design modifications, would harmonize with the community's plans for growth and development in the area.

Chair White asked Mr. Brierley to summarize the types of housing units that will be built in the project. Mr. Brierley stated the intent is to build live/work units with ground floor retail and upper floor residential. The spaces could be rented or subdivided to provide for private ownership of each unit. Chair White inquired as to the parking requirements for the spaces. Mr. Brierley stated two parking spaces are required per live/work unit. There is no specific parking requirement for the commercial element of the project. There was brief discussion about any potential future changes to the unit model and parking requirements.

Chair White asked Mr. Brierley or the applicant to address the relationship between the subject property and the nearby railroad tracks. Mr. Brierley stated the railroad tracks that have been noted to have minimal activity, with trains running only about twice per week during the day.

Chair White asked Mr. Brierley about the water-wise landscaping consideration for the project. Mr. Brierley confirmed there would be landscaping requirements for the front of the property and within parking lot areas, consistent with City Code provisions that mandate water-wise landscaping.

Chair White invited input from the petitioner.

Luke Kennard, applicants’ representative, clarified that there are two railroad tracks near the property, with trains running about twice a week during daytime hours on one track, and approximately once every two weeks on the other. He explained that the units would be individually owned – not rentals – with each unit having a two-car garage plus 30 additional parking spaces for commercial use. He described the concept as similar to townhomes with commercial space on the ground floor.

Council member Richey asked Mr. Brierley to discuss the specific amendments to the mixed-use zone ordinance. Mr. Brierley explained that the Mixed-Use zone is classified as a “custom zone”, meaning it has its own specific set of zoning rules. The proposed text amendment would establish the uses and standards for this zone, detailing permitted activities, setbacks, and other requirements, effectively incorporating these developments into the municipal code.

ON A MOTION BY VICE CHAIR HYER AND SECONDED BY COUNCIL MEMBER GRAF, ORDINANCE 2025-35 WAS ADOPTED UPON THE FOLLOWING ROLL CALL VOTE: VOTING AYE – COUNCIL MEMBERS BLAIR, CHOBERKA, GRAF, MYERS, RICHEY, VICE CHAIR HYER, AND CHAIR WHITE. VOTING NO – NONE.

ON A MOTION BY VICE CHAIR HYER AND SECONDED BY COUNCIL MEMBER CHOBERKA, ORDINANCE 2025-36 WAS ADOPTED UPON THE FOLLOWING ROLL CALL VOTE: VOTING AYE – COUNCIL MEMBERS BLAIR, CHOBERKA, GRAF, MYERS, RICHEY, VICE CHAIR HYER, AND CHAIR WHITE. VOTING NO – NONE.

Proposed Resolution 2025-22 adopting the Harrison Boulevard OGX Station Area Plan.

A memo from the Community and Economic Development Department regarding the proposed Harrison Boulevard OGX Station Area Plan came before the Council for consideration. The memo stated City Administration is asking the City Council to consider a resolution that would allow the Harrison Boulevard OGX Station Area Plan to be certified under State Law. In 2022, the Legislature passed Senate Bill 462, which requires cities with major transit stations to plan for the land within a quarter mile of those stations. These plans must advance four goals: affordable housing, sustainability, access to jobs and services, and more transportation choices. The law is meant to ensure state transit investments are supported by thoughtful city planning—so stations are connecting people to housing, jobs, and opportunities. The Harrison Boulevard OGX Station Area Plan covers all five OGX stations located along Harrison Boulevard and on the Weber State University (WSU) campus, including 32nd Street, 36th Street, Weber Central, Wildcat Village, and the Dee Events Center.

Senior Planner Rypien summarized the memo and stated it is important to clarify that the proposed Plan does not include high-density housing around the Dee Event Center but rather follows Weber State University's Master Plan for sports fields in that area. He also emphasized that this is not a rezoning action, but rather a recommendation for land use similar to a General Plan. He then introduced Megan Moore of Logan Simpson Consultants, who used the aid of a PowerPoint presentation to provide details about the five OGX stations along Harrison Boulevard, three of which are on Weber State's campus. The plan focuses on enhancing walkability, housing options, economic development, and public spaces. She explained that the plan meets state requirements for fixed guideway transit corridors and must be adopted by the end of the year. The plan proposes mixed-use development near station areas, medium-intensity housing as a transition between higher-density and single-family neighborhoods, and minimal zoning changes along the corridor. It also addresses transportation improvements, including complete streets and neighborhood greenways on parallel streets to Harrison Boulevard.

Council member Graf inquired about the possibility of the BRT line being rerouted around the Dee Events Center and asked about any impacts this might have on the plan. Mr. Rypien explained that there are no plans to reroute the BRT and clarified that any lines appearing to show such a route were likely a mistake or misinterpretation. He affirmed that the Plan would remain focused on the existing routing, and any perceived changes are not intended. Council member Graf referred to the administrative transmittal regarding the proposal; there is a map that highlights the BRT route, and it is different than what is included in the proposed Plan. Mr. Rypien oriented Council member Graf to the direction the line would be running, according to the map, and this addressed Council member Graf's concerns.

Chair White asked if the Plan is in alignment with the current General Plan, or the draft of the General Plan updates. Mr. Rypien stated that it is in alignment with the future vision for the General Plan and future land use map for the City.

Council member Richey inquired about how the success of the plan would be measured. Mr. Rypien explained that the State does not mandate specific metrics for success. Rather, the plan follows a framework similar to a small area plan or an appendage to the General Plan, providing recommendations for land use around the station areas. Rypien emphasized that, while property owners will have to apply for rezonings, the City will use the plan as a recommendation when considering these applications. The main requirement from the State is that the City must strive to meet four core principles: housing, transportation, transit-oriented development, and economic development, aiming for a coordinated and planned approach to future development.

Byron Head from Wasatch Front Regional Council (WFRC) further clarified that the current framework is about the City setting the stage for desired infrastructure and development, acknowledging the City as one player in the process, and expecting progress towards these principles over time. The plan aims to ensure that effective use is made of the BRT asset while making Ogden more vibrant, connected, and accessible.

Chair White introduced in writing proposed Resolution 2025-22, entitled:

"A resolution of the Ogden City Council adopting the Harrison Boulevard OGX Station Area Plan for the area set forth on the attached Exhibit A."

Chair White then called for public input regarding the proposal.

The Council heard from Meredith Lund, Phil Goresch, Jeffery Bishron, Linda Sanchez, Blaine Richey, David Long, Theresa Bramwell, Sofia Garza, James Sorensen, and Michael Linford who expressed the following:

- Support for improved crosswalks on Harrison Boulevard, particularly at 35th Street;
- Concerns about the possibility of eminent domain and the importance of preserving rights of private property owners;
- Concerns about traffic impacts from increased density;
- Questions about bicycle lanes and infrastructure improvements;
- Concerns about increases in the ADUs (Accessory Dwelling Units) land use, but also support for ADUs to address housing affordability;
- Concerns about high-density housing in established neighborhoods;
- Concerns about the lack of clear information about the proposed Plan;
- Questions about how success of the plan would be measured.

No additional persons came forward to be heard.

Chair White invited staff to respond to the comments made during the public input period.

Mr. Brierley assured residents that there is no anticipation of using eminent domain for future projects identified in the Plan and emphasized that development would occur on private property at the discretion of property owners. He also confirmed that traffic studies would be carried out for new developments to assess infrastructure impacts. These studies would be a requisite part of the development process, ensuring any needed improvements are identified and addressed. Relative to housing density, Mr. Brierley reviewed the goals of encouraging mixed-use development along transit corridors, particularly for maintaining economic viability and accessibility. Senior Planner Rypien emphasized that the proposed Harrison Boulevard OGX Station Area Plan is intended to increase walkability and support existing neighborhoods while planning for future growth. Additionally, to address concerns about pedestrian and bicyclist safety, Mr. Brierley noted ongoing plans to implement parallel bicycle routes to major arterials like Harrison Boulevard. The intent is to identify viable locations for protected bike lanes while prioritizing routes that have lower traffic volumes and are more comfortable for cyclists. Mr. Brierley also clarified that while the plan encourages ADUs in certain areas, implementing these would require changes to current ordinances. Any future changes would need to go through a formal process, including public input and Council approval. Questions about housing affordability were addressed with a brief outline of Ogden's plans for moderate-income housing, which are part of a State-mandated effort to accommodate diverse income levels within the housing market. This plan is aligned with moderate-income housing requirements focusing on households making less than 80 percent of Weber County's area median income.

After discussion, the Council identified a correction needed to the plan, as an area near Country Hills Drive was incorrectly shown as medium-density residential when it should be low-density residential.

Council member Graff reassured those present that planning efforts are not about forcing growth but responsibly planning for it. Mayor Nadolski agreed and emphasized the critical need to strategically plan for inevitable growth to avoid poor outcomes resulting from unplanned developments in inappropriate areas.

ON A MOTION BY COUNCIL MEMBER GRAF AND SECONDED BY COUNCIL MEMBER MYERS, ORDINANCE 2025-22 WAS AMENDED TO FIX THE ERROR RELATED TO MEDIUM DENSITY RESIDENTIAL LAND USE AROUND COUNTRY HILLS DRIVE, AND WAS ADOPTED AS AMENDED UPON THE FOLLOWING ROLL CALL VOTE: VOTING AYE – COUNCIL MEMBERS BLAIR, CHOBERKA, GRAF, MYERS, RICHEY, VICE CHAIR HYER, AND CHAIR WHITE. VOTING NO – NONE.

Proposed Ordinance 2025-37 amending Title 5 by adopting a new Chapter 18 to adopt Massage Business, to make technical changes, and to appropriately revise the index

A memo from the Community and Economic Development Department regarding proposed massage business regulations came before the Council for consideration. The memo stated Ogden City Administration is proposing that the Council approve regulations for the licensure and operation of massage businesses. There are state-level regulations for the operation of a massage business, and the Administration is requesting the establishment of local-level regulations as well to help business licensing, Code Services, and police to effectively regulate legitimate massage businesses and properly address unlicensed or noncompliant massage businesses.

Business Services Director Stucki summarized the memo and used the aid of a PowerPoint presentation to summarize the proposal; the key components of the ordinance include:

- Requirements for DOPL registration for businesses and licensing for individual therapists;
- Application requirements including ownership details, lease agreements, business plans, and employee rosters;
- Facility standards requiring visible reception areas, no locked interior doors during business hours, and prohibition of residential-use beds or mattresses;
- Hours of operation limited to 8:00 a.m. to 10: p.m.;
- Requirements for posting service lists with prices;
- Prohibition of sexual contact or suggestive activity; and
- Requirements for client logs and employee registers to be maintained.

For a copy of the presentation in its entirety, see the information packet for the meeting.

Several Council members raised concerns about potential Health Insurance Portability and Accountability Act (HIPAA) implications for client records, particularly for massage therapy that might be considered medical treatment. Council member Choberka also questioned the provision that would prohibit any massage establishment from operating at a location for three years following a license revocation, noting this could unfairly impact property owners who rent to these businesses.

Business Licensing Supervisor Martinson addressed Council concerns regarding an intake form massage therapy, clarifying that the intake form required for massage businesses would be a sample designed to ensure the legitimacy of questions and that client authorization is included. Ms. Martinson emphasized that the client register mentioned is separate from the intake form, serving as a record to account for individuals present in the establishment upon request during inspections by City officials or police officers. This register does not include any HIPAA-related information, as it is not intended to capture medical treatments or details.

Council member Graf inquired about whether feedback had been received from massage therapy businesses regarding the proposed regulations, expressing concerns that the requirements might seem onerous and could impede business operations. Mr. Stucki responded that he had not directly received feedback from the specific seven massage establishments affected by this ordinance change. He noted, however, that the majority of the 38 massage businesses in Ogden — 31 of them being sole practitioners — would be exempt from these specific business license requirements. The regulations aim to provide clarity and involve mostly common-sense standards that legitimate businesses may already be meeting.

After additional discussion about the concerns that were raised about HIPAA and unintended consequences of the ordinance on business property owners, the Council concluded to continue discussion and/or action on the proposal until December 9, 2025 to allow time for additional research on HIPAA implications and landlord/tenant considerations.

Chair White introduced in writing proposed Ordinance 2025-37, entitled:

“An ordinance of Ogden City Utah, amending the Ogden Municipal Code by amending Title 5; by adopting a new Chapter 18 to adopt massage business; to make technical changes; to appropriately revise the index and by providing that this ordinance shall become effective immediately upon posting after final passage.”

VICE CHAIR HYER MOVED TO CONTINUE CONSIDERATION OF PROPOSED ORDINANCE 2025-37 UNTIL DECEMBER 9, 2025. MOTION WAS SECONDED BY COUNCIL MEMBER BLAIR, ALL VOTING AYE.

Communication Plan – Wall Avenue Corridor Study Preferred Alternative

A memo from Council staff regarding a communications plan for the Wall Avenue Corridor Study Preferred Alternative came before the Council for consideration. The memo stated the Planning Division is requesting that the City Council adopt the preferred street design concept for the downtown section of Wall Avenue (22nd – 27th Streets) in preparation of the Wall Avenue Corridor Plan. The preferred concept — Traffic Calming with Landscape Median and Shared Use Path — was developed through public input, consultant analysis, and coordination with UDOT, and has been unanimously recommended by the Planning Commission on June 4, 2025. Adoption of the proposed resolution will formally establish this concept as the City’s preferred concept, providing direction for future design and construction phases and ensuring compatibility with the Union Station Neighborhood Plan and Make Ogden Downtown Plan. Establishing this concept is an important step for the future of downtown Ogden because it will guide investment, development, and transportation decisions that shape how people experience the City’s core. During the Council’s consideration of this proposal on October 21, 2025, the request was extended to allow the Administration more time, as the Administration had requested additional time to discuss the downtown concept with key stakeholders like UDOT. According to the Council Rules and Norms, when an item is extended, Council staff will present a communications plan to address the matter at the next scheduled Council meeting.

Council Senior Policy Analyst Burton used the aid of a PowerPoint presentation to summarize the communications plan.

Council staff has formally requested the Planning Division to submit a new transmittal once the proposal is again ready for Council consideration, which is anticipated in approximately six months.

Council member Choberka reviewed the recognition item from earlier in the meeting to recognize Carolyn Brierley as Honorary Mayor of Christmas Village Committee; she suggested it appropriate to take a formal vote on the appointment.

COUNCIL MEMBER CHOBERKA THEN MOVED TO RECOGNIZE CAROLYN BRIERLEY AS THE 2025 HONORARY MAYOR OF CHRISTMAS VILLAGE. MOTION WAS SECONDED BY VICE CHAIR HYER, ALL VOTING AYE.

Public Comments

Asinet Garza Caballero expressed concerns about an incident on November 12, 2025, when she witnessed and recorded U.S. Immigration and Customs Enforcement (ICE) agents detaining young adults. She stated she was later pulled over by an Ogden police officer who indicated the stop was requested by ICE agents. She requested clarification of Ogden Police Department's (OPDs) policy regarding collaboration with ICE and interactions with citizens exercising First Amendment rights.

Nick (no last name given), stated he is representing the "Ogden Strong Towns" group; he proposed implementing "leading pedestrian intervals" at intersections, which would give pedestrians a three to seven second head start before cross traffic begins. He noted this would improve safety, especially for children, elderly, and disabled pedestrians.

Kim Haslam expressed her concerns about instances where Ogden Police Department (OPD) officers were observed collaborating with ICE. She pointed out that previous assurances had been provided to the community, indicating that OPD would not participate in immigration enforcement activities. Through her observations and interactions, she questioned whether the police department's policies had changed regarding working alongside federal agents in immigration-related operations. Kim highlighted an incident where ICE and OPD were reportedly working together at a traffic stop, raising concerns about the nature of their collaboration. She sought clarification on whether Ogden Police routinely attend ICE operations or follow federal directives, which could potentially contradict the City's commitment to its residents. Her comments echoed a broader community unease regarding transparency and consistency in the City's enforcement policies.

Laura Lewis expressed her apprehension about the proposed massage therapy regulations, particularly concerning privacy and HIPAA implications. As a customer of a massage therapist operating within a chiropractic office, she noted that her visits are related to medical conditions and thereby should be protected under HIPAA rights. She was concerned that the requirements outlined in the ordinance could potentially violate her and others' medical privacy.

Linda Sanchez addressed the council to express her concerns regarding past incidents involving the Ogden Police Department's (OPD) treatment of citizens engaging in First Amendment recording activities. She pointed out a lack of professionalism exhibited by some officers towards individuals exercising their constitutional rights to record and show courage in doing so. Additionally, she emphasized the need for police to manage such situations with respect and without infringing upon citizens' rights. She also echoed Ms. Lewis's comments and concerns about the City's proposed massage therapy ordinance amendments. She concluded by expressing gratitude to the Council for their service to the community.

Heath Satow thanked Council member Richey for running a good campaign for re-election to the City Council. He then expressed his dissatisfaction with the graphical representation of election results, arguing that the graphs made his closely contested race with Council member Richey, which only had a 148-vote gap, appear as though there was a significantly larger difference. He concluded by expressing support for the Council's decision to table the massage business regulations. He also expressed support for planning efforts and an increased focus on housing density, suggesting the need for smart, strategic developments in the City. He thanked outgoing Council member Blair and Chair White for their service to the community and indicated he hopes they will stay involved in the community.

In response to the public comments, Chair White expressed gratitude to the Strong Towns Group, noting it is crucial for the City to focus on transportation improvements with new ideas; she asked the group to stay engaged. She thanked those who commented on the Council's action regarding massage therapy ordinance amendments for their support and indicated she agrees it is important for HIPAA concerns to be thoroughly addressed. In response to Mr. Satow, she stated the City Recorder's Office may have created the graphs, but there was no intent to slight Mr. Satow and his election returns. She then invited Mayor Nadolski to respond to the comments regarding the ICE enforcement in the community.

Mayor Comments

Mayor Nadolski addressed concerns about interactions between Ogden police and U.S. Immigration and Customs Enforcement (ICE). He clarified that the City does not have authority to enforce immigration law, but officers must respond to calls for service and backup requests from other law enforcement officers. He explained that in one recent case, an individual was stopped for a traffic violation and gave a false identity that came back with warrants. The Mayor indicated he is committed to looking into the specific incident raised by Ms. Garza Caballero.

Council member Choberka expressed support for advocating for transparency and ensuring that citizens know how to file police complaints formally, suggesting there should be an easily accessible online form for submitting complaints or concerns related to police conduct. Chair White agreed and acknowledged the need for ongoing communication around police agency collaboration protocols. Council member Graf highlighted his concerns about citizens being stopped based on guidance or requests from ICE agents, particularly for minor traffic violations like failing to use a turn signal. He felt that blinker violations can sometimes be used as a pretext for stops and urged the need for learning experiences and policy considerations to ensure such

situations are handled appropriately in the future.

Mayor Nadolski acknowledged the concerns expressed by Council members but highlighted challenging circumstances that have led to concerns in the community; he trusts that police officers are using good judgement, doing good police work, and operating in a way that is consistent with the Constitution of the United States. He emphasized the importance of keeping police work apolitical.

Council member Comments

Council member Myers raised concerns about the 24th Street interchange not being on the Northern Utah Chamber Coalition's priority list for transportation funding. Chair White reported she had been following up with various stakeholders to determine the status of the project and whether it needed to be added back to the priority list.

The Mayor explained that the 24th Street interchange was already funded but design changes and inflation have increased costs. There is ongoing discussion about whether to proceed with the originally planned single-point urban interchange or a less expensive design.

There being no further business to come before the Council, **COUNCIL MEMBER GRAF MOVED THE MEETING ADJOURN AT 8:55 P.M. MOTION WAS SECONDED BY COUNCIL MEMBER MYERS, ALL VOTING AYE.**

LEE ANN PETERSON, MMC
CHIEF DEPUTY CITY RECORDER

MARCIA L. WHITE, CHAIR

APPROVED: January 20, 2026